

**UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

NYCOMED GmbH and WYETH,

Plaintiffs,

v.

APOTEX INC. and APOTEX CORP.,

Defendants.

)
) Civil Action No. 1:08-00827 (RAG)
)

) Judge Ronald A. Guzman

) Magistrate Judge Nan R. Nolan

) **Filed Electronically**
)
)
)

NOTICE OF MOTION

To: William A. Rakoczy (6230093)
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Attorneys for Defendants

PLEASE TAKE NOTICE that on **Tuesday, June 3, 2008, at 9:30 a.m. (CT)** or as soon thereafter as counsel can be heard, we will present **Joint Motion to Withdraw Defendants' Jury Demand Without Prejudice**, a copy of which is filed herewith, to the Honorable Judge Guzman, or any other Judge sitting in his place at the United States Courthouse, Courtroom Number 1219, 219 South Dearborn Street, Chicago, Illinois, 60604.

Dated: May 30, 2008

/s/ James B. Coughlan

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CERTIFICATE OF SERVICE

I, James B. Coughlan, an attorney, hereby certify that on this 30th day of May, 2008, a true and correct copy of the foregoing **Notice of Motion** was filed with the Court's Electronic Case Filing (ECF) system and served via that system to the counsel for Defendants:

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